

Journal.)

PRESIDENT: We'll move on then to LB 170. Mr. Clerk.

CLERK: Mr. President, 170 was a bill introduced by Senators Wesely, Barrett, McFarland, Marsh and Lynch. (Read title.) The bill was introduced on January 9, referred to the Judiciary Committee, advanced to General File. I have committee amendments pending by the Judiciary Committee.

PRESIDENT: Senator Chizek, please.

SENATOR CHIZEK: Mr. President and members, the Judiciary Committee amendments are numbered 0412, and the amendments come in three groups. The first grouping are strictly technical amendments. The second amendment is a new section designed to make clear the legislative intent to protect the rights of legitimate hunters, sportsmen training dogs, retrieving birds, et cetera. The last committee amendment removes the spectators from criminal liability under this act. The committee, based on some decisions in surrounding areas, believed that those portions are constitutionally suspect due to being over broad and some vagueness. I would respectfully request that the body adopt these amendments.

PRESIDENT: Senator Wesely, please, on the committee amendments.

SENATOR WESELY: Thank you. Mr. President, members, I agree with the committee amendments to the extent that I have discussed with Senator Chizek and Senator Chambers a particular concern with the fact that the committee did strike from the bill penalties for spectators at these dog fights. There are materials that you have received indicating the desire to maintain some sort of penalty for being a spectator at a dog fight. The problem we have is the language and how to word it in a proper fashion. There is a lawsuit, evidently, or some court action, Senator Chizek is familiar with, that has caused a concern. Senator Chambers is equally concerned about being precise in language. Both have indicated their desire to work with me on the language. So, at this point, I will accept the committee amendments with the understanding that over the course of the next week or so we'll focus in on the spectator issue and come back with some sort of an amendment, hopefully a well drafted one to everybody's agreement on Select File. So I will accept the committee amendments and hope to work on that